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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

NEW YORK MARINE AND
GENERAL INSURANCE COMPANY,
a New York corporation,,

Plaintiff,

v.

AMBER HEARD, an individual,,

Defendant.

Case No. 2:22-cv-04685-GW(PDx)

Consolidated for Pre-Trial Purposes
with 2:21-cv-5832-GW (PDx)

**[PROPOSED] ORDER GRANTING
NEW YORK MARINE AND
GENERAL INSURANCE
COMPANY'S MOTION FOR
JUDGMENT ON THE PLEADINGS**

Date: July 23, 2023
Time: 8:30 a.m.
Dept.: 9D

Hon. George H. Wu

AMBER HEARD, an individual,

Counter-Claimant

v.

NEW YORK MARINE AND
GENERAL INSURANCE COMPANY,
a New York Corporation,

Counter-Defendant

1 On July 27, 2023, Plaintiff New York Marine and General Insurance
2 Company's Motion For Judgement On The Pleadings in the above captioned action
3 was heard in Courtroom 9D of the United States District Court for the Central District
4 of California before the Honorable George H. Wu.

5 Having read and considered Defendant New York Marine and General
6 Insurance Company's Motion to Dismiss, all other papers, and oral argument thereon,
7 it is hereby **ORDERED THAT:**

8 New York Marine had no duty to indemnify Heard for, or defend Heard on an
9 ongoing basis in, the Underlying Action, Circuit Court of Fairfax County, Virginia,
10 case no. CL-2019-0002911 or in connection with any appeal of the judgment in the
11 that Action.

12 **IT IS SO ORDERED.**

13 DATED: July ___, 2023

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16 _____
George H. Wu
United States District Judge

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PROOF OF SERVICE

New York Marine and General Insurance Company v. Amber Heard
USDC Central District of California, Case No. 2:22-cv-04685-GW-PD

STATE OF CALIFORNIA, COUNTY OF FRESNO

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Fresno, State of California. My business address is 7647 North Fresno Street, Fresno, CA 93720.

On June 22, 2023, I served true copies of the following document(s) described as **[PROPOSED] ORDER GRANTING NEW YORK MARINE AND GENERAL INSURANCE COMPANY'S MOTION FOR JUDGMENT ON THE PLEADINGS** on the interested parties in this action as follows:

SEE ATTACHED SERVICE LIST

BY ELECTRONIC SERVICE (E-MAIL): Based on a court order or an agreement of the parties to accept electronic service, my electronic service address is heather.ward@mccormickbarstow.com, and I caused the document(s) to be sent to the persons at the electronic service address(es) listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 22, 2023, at Fresno, California.

/s/ Heather Ward
Heather Ward

SERVICE LIST

New York Marine and General Insurance Company v. Amber Heard
USDC Central District of California, Case No. 2:22-cv-04685-GW-PD

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Courtesy Copy – Via Email

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Insurance Company in USDC Central
District Case No. 2:21-cv-05832-GW,
consolidated for pre-trial purposes*